IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2610 OF 2005

Western Cans P.Ltd. ..Plaintiff

Vs.

Prasad Raj ..Defendant

Ms.S.M.Nayak for the plaintiff

None for the defendant

CORAM : S.U.KAMDAR, J
DATED : 13TH FEBRUARY, 2006

P.C.:

1. The present suit is filed for the recovery of sum of Rs.7,48,885/- for goods sold and delivered. Principal amount is Rs.6,53,868/- and interest is claimed thereon @ 18% p.a. Defendants are served. Affidavit of Service dt.16.1.06 is filed. The same is taken on record. Plaintiff has also tendered documents including dishonoured cheque and the invoices. The same are taken on record and marked Ex.A collectively.

2. In the light of the fact that inspite of service defendant has not applied for leave to

defend, there shall be decree in favour of the plaintiffs and against the defendant for the sum of Rs.7,48,885/- with further interest from the date of the suit till payment and/or realisation @ 12% p.a. Simple Interest on the principal amount of Rs.6,53,868/-. Suit is disposed of. Refund of Court Fee as per rules.